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*Attorneys for Defendants Allegheny Casualty Company,
International Fidelity Insurance Company, First Call Bail and
Surety, Inc., and Michael Ratzburg*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

EUGENE DESHANE MITCHELL;
SHAYLEEN MEUCHELL, on their
own behalf and as next friend of B.M.,

Plaintiffs,

v.

FIRST CALL BAIL AND SURETY,
INC.; ALLEGHENY CASUALTY
COMPANY; INTERNATIONAL
FIDELITY INSURANCE
COMPANY; THE MONTANA
CIVIL ASSISTANCE GROUP;
MICHAEL RATZBURG; VAN NESS
BAKER, JR.; and JASON HAACK,

Defendants.

Cause No.: 9:19-cv-00067-DLC

**DEFENDANTS FIRST CALL
BAIL & SURETY, INC.'S,
ALLEGHENY CAS. INS. CO.'S,
INT'L FIDELITY INS. CO.'S,
AND RATZBURG'S MOTION
TO DISMISS PLAINTIFFS'
COMPLAINT**

Defendants First Call Bail and Surety, Inc., Allegheny Casualty Company,
International Fidelity Insurance Company, and Michael Ratzburg move the Court

pursuant to Federal Rule of Civil Procedure 12(b)(6) to dismiss certain of those counts in Plaintiffs' Complaint alleged against them for failure to state a claim upon which relief can be granted, specifically Counts 1, 2, 4, 5, 6, 7, and 10.

Pursuant to Local Rule 7.1(c), counsel for Plaintiffs have been contacted regarding this motion and Plaintiffs have indicated that they oppose the motion to dismiss.

This motion is supported by the memorandum filed contemporaneously herewith.

Dated this 30th day of May, 2019.

CROWLEY FLECK PLLP

By: /s/ Matthew A. Baldassin
Matthew A. Baldassin
Jeffrey R. Kuchel

*Attorneys for Defendants Allegheny
Casualty Co., International Fidelity
Insurance Co., First Call Bail and
Surety, Inc., and Michael Ratzburg*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was served upon the following counsel of record by the means designated below this 30th day of May, 2019:

<input type="checkbox"/> U.S. Mail	Andrea R. Woods
<input type="checkbox"/> Hand Delivery	American Civil Liberties Union Foundation,
<input type="checkbox"/> Facsimile	Criminal Law Reform Project
<input checked="" type="checkbox"/> ECF	125 Broad Street, 18th Floor
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Montana Civil Assistance Group
Attn: Vanness Baker
310 Courtyard Circle, #3
Corvallis, MT 59828

/s/ Matthew A. Baldassin

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